

WEINBERG, ROGER & ROSENFELD

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Attorneys for Plaintiffs TRUSTEES OF THE  
OPERATING ENGINEERS' TRUST FUNDS

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF HAWAII

<b>TRUSTEES OF THE</b>	)	CIVIL NO. 21-00352 JMS-WRP
<b>OPERATING ENGINEERS'</b>	)	
<b>TRUST FUNDS (Hawaii</b>	)	<b>NOTICE OF DISMISSAL OF</b>
<b>Operating Engineers Annuity</b>	)	<b>COMPLAINT, FILED ON</b>
<b>Trust Fund by its Trustees,</b>	)	<b>AUGUST 20, 2021 [DOCUMENT</b>
Lance Wilhelm, Kathleen	)	<b>NO. 1]</b>
Thurston, Corey Yamashita,	)	
Marnie Koga Hursty, Leonard	)	
Dempsey, Dan Reding, Steve	)	No trial date set
Ingersoll, Analesea Tuiasosopo,	)	
Justin Diston and Glenn	)	
Koester; and	)	
<b>Operating Engineers and</b>	)	
<b>Participating Employers Pre</b>	)	
<b>Apprentice, Apprentice and</b>	)	
<b>Journeyman Affirmative</b>	)	
<b>Action Training Fund for</b>	)	
<b>Hawaii</b> by its Trustees, Leonard	)	
Leong, Gary Iwamoto, Richard	)	
Heltzel, Ryder Coelho, Russell	)	

Inouye, Peter Sohn, Dan Reding, )  
Steve Ingersoll, Analesea )  
Tuisosopo, Justin Diston and )  
Herman “Hekili” Hipa, )  
 )  
Plaintiffs, )  
 )  
vs. )  
 )  
WAYNE’S ENTERPRISES, INC. a )  
Hawaii corporation, )  
 )  
Defendant. )  
\_\_\_\_\_ )

**NOTICE OF DISMISSAL OF COMPLAINT,**  
**FILED ON AUGUST 20, 2021S**

Pursuant to Fed.R.Civ.P. 41(a)(1)(A)(i) and LR41.1, Plaintiffs hereby give notice that they hereby dismiss their Complaint [Document No. 1], filed on August 20, 2021 [Doc. No. 1], without prejudice. There are no remaining parties and/or issues.

Neither an answer has been served by Defendant nor a motion for summary judgment has been filed by the Plaintiffs or Defendant. A trial date has not been set.

DATED: Honolulu, Hawaii, November 8, 2021.

**WEINBERG, ROGER & ROSENFELD**

*/S/ ASHLEY K. IKEDA*

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Attorneys for Plaintiffs  
TRUSTEES OF THE  
OPERATING ENGINEERS' TRUST FUNDS

APPROVED AS TO FORM:

DATED: Honolulu, Hawaii, November 17, 2021.



/s/ J. Michael Seabright  
J. Michael Seabright  
Chief United States District Judge